

TEXT OF PROPOSED REGULATIONS

In the following text, underline indicates additional text, and ~~striketrough~~ indicates deleted text.

Article 4. Food Services

Section 3052. Health and Safety Standards.

Subsections 3052 (a) through 3052 (e) remain unchanged.

Subsection 3052 (f) is amended to read:

(f) Food handlers shall keep their hands and fingernails clean, wear nets or caps entirely covering their hair and/or facial hair, wear clean garments, and conform to and comply with CFC. A hand washing requirement sign shall be posted in each restroom used by on-duty food service workers.

Subsections 3052 (g) and (h) remain unchanged.

Note: Authority cited: Section 5058, Penal Code. Reference: Section 5054, Penal Code; and Sections 113945 through 114259.4, Health and Safety Code.

Article 5. Personal Cleanliness

Section 3062. Inmate Grooming Standards.

Subsection 3062 (a) is amended to read:

(a) An inmate's hair and facial hair shall be clean, neatly styled, and groomed, as specified in these regulations, when he/she is away from the immediate area of his/her quarters.

Subsection 3062 (b) is amended to read:

(b) An inmate's hair and facial hair shall have no lettering, numbering, or designs of any kind cut, shaved, dyed, painted or in any way placed in the hair or on the scalp or face of the inmate.

Subsection 3062 (c) is amended to read:

(c) An inmate shall not alter the appearance of his/her hair or facial hair by changing its natural color.

Subsection 3062 (d) remains unchanged, but is shown for reference purposes.

(d) An inmate shall not possess a wig or hairpiece unless deemed medically necessary by the Chief Medical Officer and authorized, in writing, by the appropriate division of adult institutions' associate director.

Subsection 3062 (e) is amended to read:

(e) An inmate's hair or facial hair may be any length but the inmate's hair shall not extend over the eyebrows, ~~or cover the inmate's face.~~ ~~or~~ The hair and/or facial hair shall not pose a health and safety risk. If hair or facial hair is long, it shall be worn in a neat, plain style, which does not draw undue attention to the inmate.

Subsection 3062 (f) is amended to read:

(f) An inmate may possess and use approved hair and/or facial hair holding devices based on Section 3190.

Subsection 3062 (g) is amended to read:

(g) An inmate with hair/facial hair ~~hair~~ styles, including but not limited to braids, cornrows, ponytails, or dreadlocks, shall be required to unbraid, undo, or take down their hair, as applicable for thorough inspections, as instructed by custody staff to ensure hair and/or facial hair is free of contraband.

Subsection 3062 (h) is amended to read:

(h) Facial hair, including ~~short~~ beards, mustaches, and sideburns are permitted for male inmates and shall ~~not be maintained in a manner as defined in this section. extend more than one half inch in length outward from the face.~~

Subsections 3062 (i) through (m) are unchanged, and are shown for reference purposes:

(i) An inmate who is assigned to work in food preparation, processing or serving areas, and/or around machinery, or in high fire hazard areas, may be required, for safety and sanitation reasons, to further limit his/her grooming in order to properly wear such health and safety equipment as is deemed necessary by staff, including but not limited to, hair nets, safety head coverings, etc.

(j) An inmate's fingernails shall not extend more than 1/4 inch beyond the tips of the fingers. Nails shall be neat and clean. Female inmates may be permitted to wear only clear nail polish.

(k) An inmate may not pierce any part of his/her body for the purpose of wearing an earring or other jewelry. A male inmate may not possess or wear earrings. A female inmate may wear authorized earrings with only one matching earring worn in each ear. An inmate shall not possess or wear any type of jewelry or other object intended to be worn as a body piercing adornment.

(l) A female inmate may wear cosmetics that blend with or match the natural, non-ruddy skin tone. False eyelashes are not permitted.

(m) An inmate who fails to comply with these grooming standards may be deemed a program failure, pursuant to Section 3062, subject to progressive discipline and classification committee review for appropriate housing and program placement. Physical force shall not be used to enforce compliance with these regulations, except as permitted by existing law or with a court order.

Note: Authority cited: Section 5058, Penal Code. Reference: Section 5054, Penal Code; Sukhjinder S. Basra v. Matthew Cate, Case No.: CV11-01676 SVW(FMOx), June 2011, Warsoldier v. Woodford, Case No.: 04-55879, DC No. CV-04-02233-RSWL, (July 2005); and In re Corey Williams, Case No.: SC133840A, (February 2004).